



November 28, 2012

Mr. William Eastman, Director
Environmental Services
Westar Energy
818 S. Kansas Ave.
PO Box 889
Topeka, KS 66601-0889

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AWMD / APDB

Re: Request for Extension of the Mercury and Air Toxics Standards (MATS) Compliance Deadline
- Clarification of Conditions for Compliance Extension

Dear Mr. Eastman:

On November 27, 2012, Mr. Dan Wilkus, representing Westar Energy, met with Tom Gross, Russ Brichacek, and Miles Stotts of the Kansas Department of Health and Environment (KDHE) Bureau of Air (BOA). The objective was to clarify the June 22, 2012 KDHE response to Westar Energy's request for an extension of the compliance deadline for the Mercury and Air Toxics Standard (MATS rule). Westar Energy's affected units include:

Tecumseh Energy Center Unit 7/9 (Source ID 1770030)
Tecumseh Energy Center Unit 8/10 (Source ID 1770030)
Lawrence Energy Center Unit 3 (Source ID 0450014)

KDHE granted an extension of the MATS compliance deadline for the three affected Westar units from April 16, 2015 to April 16, 2016 with the following conditions as clarified upon request:

1. The affected sources covered by this extension are limited to the 3 coal-fired EGUs previously referenced.
2. Westar Energy will meet the following compliance schedule:
 - a. Initiate installation of emission controls by November 1, 2014
 - b. Complete installation of emission controls by April 2, 2016
 - c. Comply with the MATS Rule by April 16, 2016
3. Pursuant to Section 63.6(i)(11), Westar Energy will provide KDHE with quarterly progress reports indicating whether the compliance schedule milestones have been met. **Clarification:** With initial installation scheduled in the fourth quarter of 2014, the first quarterly progress report will be due on January 15, 2015.

Westar Energy MATS Compliance Extension Clarification

4. Pursuant to Section 63.6(i)(4)(i)(A), the conditions of this compliance extension will be incorporated into the respective Title V permits for each facility for which a compliance extension is granted.
Clarification: This will occur at the time of each respective Title V permit renewal.
5. This letter only authorizes extension of the compliance date. **Clarification:** Westar Energy must demonstrate that compliance has been achieved, by conducting performance tests and other activities, no later than 180 days after April 16, 2016.

Please feel free to contact Tom Gross at 296-1692 or TGross@kdheks.gov should you have questions regarding this compliance extension and the conditions under which it applies.

Sincerely,



Rick Brunetti, Director
Bureau of Air
Kansas Department of Health and Environment

RB:mdw

Copy: John W. Mitchell, Director, DOE
Tom Gross, Planning Section Chief, BOA
Russ Brichacek, Compliance Section Chief, BOA
Marian Massoth, Permits Section Chief, BOA
Josh Tapp, EPA